



Cal/EPA

California
Environmental
Protection
Agency



Department of
Pesticide
Regulation

1020 N Street
Sacramento, CA
95814-5624
(916) 445-4300

Branches:

Pesticide
Registration

Medical
Toxicology

Worker Health
and Safety

Environmental
Monitoring and
Pest Management

Pesticide
Enforcement

Information
Systems

Audits

Resources
Management

September 3, 1996

WHS 96-10



Pete Wilson
Governor

James M. Strock
Secretary for
Environmental
Protection

James W. Wells
Director

TO: COUNTY AGRICULTURAL COMMISSIONERS

SUBJECT: UPDATE ON SELECTED REGULATORY ACTIONS

On August 1, 1996, the Office of Administrative Law (OAL) approved our Regulatory Improvement Initiative. This action repealed sections 6152(a), 6190, 6193, 6199, 6199.5 6199.7, 6404, 6408, 6514, 6532, 6627.1, 6670(a), and 6895. These repeals were effective on August 31, 1996. A copy of the changes is attached.

On August 27, 1996, OAL approved a nonsubstantive regulation change under what is known as "Rule 100". Rule 100 provides for an abbreviated adoption procedure for "changes without regulatory effect" such as, organization, format, or numbering. The changes in sections 6414, 6568, 6622, and 6624 corrected references to the restricted materials list. A copy of these changes is also attached.

These approved changes will be incorporated into the Department's published version of the regulations at the next revision.

An action to amend section 6400 to delete plant growth regulator products containing 2,4-D from the restricted materials list has been Noticed. This action was more fully described in letter WHS 96-9.



Recycled Paper

COUNTY AGRICULTURAL COMMISSIONERS
September 3, 1996
Page Two

Any questions about these actions should be addressed
to Roy Rutz, Program Supervisor, (916) 445-4279.

Sincerely,

A handwritten signature in blue ink, appearing to read "John M. Donahue".

John M. Donahue, Chief
Worker Health and Safety Branch
(916) 445-4222

Attachments

cc: Mr. Daniel J. Merkley
Mr. Roy Rutz

Title 3. Food and Agriculture
Chapter 6. Pesticides and Pest Control Operations

Regulatory Improvement Initiative

Text to be deleted is shown in ~~strikeout~~. Text to be added is shown by underlining. Text that would remain unchanged is shown in normal type.

Amend section 6152 to read:

6152. Brands.

~~(a) A brand name once registered must remain so until the end of the calendar year if the product is still on the market or still in the possession of dealers.~~

~~(b)~~ (a) A pesticide may be registered under more than one brand name, but the same brand name cannot be registered for products of different chemical composition, or different physical condition sufficient to affect its pesticide properties.

~~(c)~~ (b) When a registrant submits revised labeling for a currently registered pesticide to the director all changes from the previous labeling shall be clearly specified by the registrant.

NOTE

Authority cited: Sections 407, 11502, 12005, 12111, 12531, 12561, 12781, 12976, 12981, 14005 and 14006.7, Food and Agricultural Code. Reference: Sections 11401-12121, 12501-12671, 12751-13102 and 14001-14104, Food and Agricultural Code.

Repeal section 6190.

~~6190. Inert Ingredient Hazard.~~

~~(a) The director, after consultation with the pesticide registration and evaluation committee as provided for in Section 6252 shall establish a list of inert ingredients exempt from subsection (b).~~

~~(b) Each applicant to register a pesticide product containing an inert ingredient not included on the list provided for in (a) shall submit to the director chronic toxicity data on such inert ingredient. If animal feeding study data are not available, the applicant shall submit data from a battery of short term tests for mutagenicity. If such data indicate that the ingredient is mutagenic the director shall require data on animal feeding studies on two species.~~

NOTE

Authority cited: Sections 407, 11502, 12005, 12111, 12531, 12561, 12781, 12976, 12981, 14005 and 14006.7, Food and Agricultural Code. Reference: Sections 11401-12121, 12501-12671, 12751-13102 and 14001-14104, Food and Agricultural Code.

Repeal section 6193.

~~6193. Wettable and Soluble Powders.~~

~~Wettable and soluble powder economic poison products in toxicity category one which because of an excessive dustiness condition have demonstrated or are likely to cause safety hazards to persons handling these products in pest control operations shall be prepared for sale or use in a manner to eliminate the safety hazard. This may be accomplished by:~~

- ~~(a) Use of water-soluble packaging;~~
- ~~(b) Reduction of dustiness of the product to a level found satisfactory by a test procedure designated by the Department, or by any other test method and standard found acceptable to the Department; or~~
- ~~(c) A change in the physical characteristics of the product.~~

NOTE

Authority cited: Sections 407, 12781 and 14005, Food and Agricultural Code. Reference: Sections 12751-12994, Food and Agricultural Code.

Repeal section 6199.

~~6199. Fines for Ground Water Protection Data Gaps.~~

~~(a) Notice of a proposed fine made pursuant to Food and Agricultural Code Section 13145(a) shall be given to each registrant of an agricultural use economic poison which contains an active ingredient, other specified ingredient, or degradation product of an active ingredient for which data gap(s) exist(s), except registrants of an active ingredient for which:~~

- ~~(1) Data have been submitted for all data gaps and those data are currently under review by the Department;~~
- ~~(2) A request has been submitted for reconsideration pursuant to Section 6195 concerning the acceptability of submitted information and studies for all data gaps and that request is still under consideration by the Department;~~
- ~~(3) Information has been submitted which indicates that the data may not be required for the use patterns of product(s) containing the active ingredient, other specified ingredient or degradation product of an active ingredient, and the Department has not yet made a decision; or~~
- ~~(4) Data are being generated or a commitment has been made to generate studies to fill all data gap(s) and a proposed date of submission, which is acceptable to the Department, and the name of the laboratory conducting the study have been provided. The date of submission for information required pursuant to Section 13143 (a) (1) - (5) shall be no later than August 1, 1988.~~

~~Written comments on the proposed fine will be accepted for 30 days. After 30 days, if the Director orders the fine, notice thereof shall be given to each registrant that is subject to the fine. The fine order shall be issued no later than 90 days from the date of the proposed fine notice.~~

- ~~(b) If pursuant to Section 13145(b) of the Food and Agricultural~~

Code, a registrant wishes to dispute the Director's determination of the existence of a ground water protection data gap, the registrant must do so within 30 days of the date of the notice of proposed fine. The registrant must submit a request in writing, together with the reasons showing why the data gap does not exist. The Director shall make the final determination as to whether a ground water protection data gap exists based upon the recommendations of the subcommittee. If the Director determines that the data gap exists, a fine order shall be issued. The provisions of subsections (c), (d), (e), (f), (g), (h) and (i) of this section apply.

(c) The notice of proposed fine and the fine order shall contain the findings of the Director as to each of the following:

(1) The active ingredient, other specified ingredient or degradation product of the active ingredient involved;

(2) A list of the specific studies for which there are data gaps, and

(3) Each registrant and the amount of the fine. The amount of the fine shall be \$500 per day per registrant.

(d) The fine order shall provide that, within 30 days of the date of the order, an affected individual registrant may:

(1) In lieu of payment of the fine, surrender its registration of all products containing the active ingredient, other specified ingredient or degradation product of the active ingredient which are the subject of the fine;

(2) In lieu of payment of the fine when the only data gaps are dissipation studies, request an extension of time, pursuant to Food and Agricultural Code Section 13143, to complete the studies required in paragraph (6) of subsection (a) of Section 13143; or

(3) In lieu of payment of the fine, submit an agreement, in writing, to develop and submit studies to fill the data gap(s). Such agreement shall include a date acceptable to the Department, not to exceed August 1, 1988, by which time such studies shall be submitted to the Department and include the name of the laboratory that will be conducting the study.

(e) The fine is due and payable 30 days after the date of the fine order and every 30 days thereafter as long as the data gap(s) exist(s).

(f) If after 60 days of the issuance of the fine order, the registrant has failed to pay its total fine, the Director shall order suspension of the registration of the registrant's products containing the active ingredient, other specified ingredient or degradation product of the active ingredient pursuant to Section 6196 for failure to fill data gaps.

The suspension order shall order the registrant to discontinue sales and distribution of such product(s) in California. The suspension shall remain in effect until the fine is paid.

(g) If registrants that do not receive a notice of proposed fine pursuant to subsection (a) (4) fail to submit the study(ies) within the timeframe agreed upon, the Department will make a

determination that a data gap(s) exist(s) and issue a notice of a proposed fine and fine order. The provisions of subsections (b), (c), (d) (1), (e), (f) and (i) of this section apply.

(h) If registrants receive a fine order and the fines for data gaps were stayed pursuant to subsection (d) (3), the order and fines will be reinstated if the study(ies) is/are not submitted within the timeframes agreed upon. The provisions of subsections (c), (d) (1), (e), (f) and (i) of this section apply.

(i) Any registrant that has surrendered its registration or has products currently under suspension pursuant to subsection (f) of this section, or its successors in interest to surrendered or suspended products, shall not be allowed to register products containing the active ingredient, other specified ingredient or degradation product of the active ingredient which was the subject of the fine unless the applicant/registrant, or its successor in interest, complies with the following: (1) within 60 days of its application for registration, the applicant/registrant pays a fine equal to the amount of fine the applicant/registrant owed at the time its product was surrendered or suspended; and (2) submits to the Director the data required to fill data gap(s); or offers to compensate the developer(s) of the data and provides a copy of the offer together with evidence that the data developer received the offer, the provisions of Section 6196 shall apply; or submits an authorization to use data being developed and/or submitted by another party and provides a copy of the authorization signed by that party; or submits an order of a court of competent jurisdiction determining that the applicant/registrant is entitled to registration based upon the payment, or offer of payment of reasonable compensation to concerned registrants, or upon such other basis as the court may deem appropriate.

NOTE

Authority cited: Sections 407, 12781, 13145 and 13146, Food and Agricultural Code. Reference: Sections 13143 and 13145, Food and Agricultural Code.

Repeal section 6199.5.

~~6199.5. Assessment of Pesticide Registrants (The Pesticide Contamination Prevention Act, Sections 13141-13152 Food and Agricultural Code).~~

(a) An assessment order made pursuant to Food and Agricultural Code Section 13146 (d) shall be given to each registrant of an active ingredient which has been determined to be critical to agricultural production and for which data gap(s) exist. The director may provide notice of the assessment order to agricultural production organizations. The assessment order shall contain the findings of the director as to each of the following:

- (1) The active ingredient involved;
- (2) A list of the specific studies for which there are data gap(s);

~~(3) The reason the active ingredient has been determined to be critical to agricultural production;~~
~~(4) The total estimated cost of all of the required studies and the estimated cost of each individual study;~~
~~(5) The amount of funds committed previous to the issuance of the assessment order by the agricultural industry or any other source for the express purpose of obtaining the required studies;~~
~~(6) Each registrant and its proportional share of the total assessment based upon its reported sales for the most current year prior to the assessment for which such records are available as determined pursuant to Section 6197 (b). No registrant shall receive an assessment of less than two thousand dollars. If no sales were reported by any registrant, the total assessment will be divided equally among the registrant(s) of the active ingredient involved.~~

~~(b) The assessment order shall provide that, within 60 days of the date of the assessment order, each registrant's assessment shall be paid to the Director.~~

~~(c) If after 60 days of the date of the assessment order in subsection (a) the director has not received sufficient funds to cover the cost of obtaining the data to fill data gaps, the director shall provide notice to registrants of the amount of costs remaining. The notice shall provide that registrants have 30 days to pay the remaining costs. The director may at his discretion provide notice of the remaining costs to agricultural production organizations.~~

~~(d) If the original assessment did not provide adequate funds to complete the studies being funded, the director may order a supplemental assessment or assessments to provide such necessary additional funds. Notice of the supplemental assessment order shall be given to each registrant and include: (1) the additional total amount needed for completion of the studies, and (2) each registrant's apportionment based upon its proportional share of the original assessment. The provisions of subsections (a), (b), and (c), shall apply to supplemental assessment orders.~~

~~(e) Funds received in excess of the total cost of obtaining the studies shall be returned to each person or organization that paid a share in the proportion of the paid share to the total of paid shares.~~

NOTE

Authority cited: Sections 407, 12781 and 13146, Food and Agricultural Code. Reference: Section 13146, Food and Agricultural Code.

Repeal section 6199.7.

~~6199.7. Submission of Groundwater Protection Data On Specified Ingredients and Degradation Products.~~

~~(a) The Director may request the information listed in section 13143 (a) of the Food and Agricultural Code on any inert ingredient present in an agricultural use economic poison or any~~

~~degradation product of an active ingredient in an agricultural use pesticide for which the Director receives substantiated information, including, but not limited to:~~

- ~~(1) That the inert or degradate has a potential to have an adverse effect upon human health;~~
- ~~(2) That the inert or degradate has a potential to have an adverse effect upon the environment; or~~
- ~~(3) That the inert or degradate has a potential to leach through the soil.~~

~~(b) The information required pursuant to section 13143(a) (1)-(6) of the Food and Agricultural Code on specified ingredients or degradation products of active ingredients in any economic poison shall be submitted within one year of the date of the Director's notice, described in section 6194, informing the registrant that the studies are required.~~

~~(c) The Director may grant an extension of up to two years from the date of the notice for the information required pursuant to section 13143 (a) (6) of the Food and Agricultural Code, if the following conditions are met:~~

~~(1) The registrant submits a written request for the extension. The request shall include the reasons why the extension is necessary, and a written report on the current status of the study at the time the request is made; and~~

~~(2) The Director finds that the studies could not be completed within the original time frames for the following reasons, including, but not limited to:~~

~~(A) The physical and/or chemical properties of the ingredient are such that the study cannot be completed in one year;~~

~~(B) Difficulty in obtaining the services of a laboratory; or~~

~~(C) Difficulty in obtaining pure chemical for use in the study.~~

~~(d) The Director may grant the registrant an extension of one year beyond the extension granted in subsection (c), if the following conditions are met:~~

~~(1) The registrant submits a written request for the extension. The request shall include the reasons why the extension is necessary and the findings produced by the study up to the time the request is made; and~~

~~(2) The Director finds that the studies could not be completed within the original time frames for reasons beyond the registrant's control.~~

~~(e) If the data are not submitted by the final due date, the registrant of the economic poison shall be subject to a fine, according to the procedures found in section 6199, for each day the groundwater protection data gap exists and subject to suspension pursuant to section 13146(c) of the Food and Agricultural Code.~~

NOTE

Authority cited: Sections 407 and 12781, Food and Agricultural Code. Reference: Sections 13143 and 13145, Food and Agricultural Code.

6

Repeal section 6404.

~~6404. Certification Requirements.~~

~~Except as provided in Section 6400, a restricted material shall be possessed and used only by or under the supervision of a certified private or commercial applicator.~~

NOTE

Authority cited: Sections 407, 14005 and 14102, Food and Agricultural Code. Reference: Sections 11501 and 14006, Food and Agricultural Code.

Repeal section 6408.

~~6408. Private Applicator Certification.~~

~~(a) The applicant for a restricted material permit shall be a responsible person and shall furnish to the commissioner or director in any county in which there is no commissioner such information as the director or commissioner may request. Such information may include, but is not limited to, equipment, facilities, and plan of operations for using a restricted material. When a private applicator applies for a permit, an oral evaluation of the applicant by the commissioner is required that includes, but is not limited to: knowledge of label directions and restrictions, pest to be controlled, protective clothing and equipment required, knowledge or poisoning symptoms, awareness of surrounding environmentally sensitive areas, and knowledge of applicable laws and regulations governing pesticide possession and use.~~

~~(b) The oral evaluation required in subsection (a) shall be combined, where feasible, with the required procedures of Article 3.~~

NOTE

Authority cited: Sections 407, 14005 and 14102, Food and Agricultural Code. Reference: Sections 11501 and 14006, Food and Agricultural Code.

Repeal section 6514

~~6514. Regional Accreditation Committees.~~

~~(a) The following are regional accreditation committees for the area specified:~~

~~(1) Committee B (Del Norte, Humboldt, Lassen, Modoc, Plumas, Shasta, Sierra, Siskiyou, Tehama and Trinity Counties).~~

~~(2) Committee C (Butte and Glenn Counties).~~

~~(3) Committee D (Colusa, Nevada, Sutter and Yuba Counties).~~

~~(4) Committee E (Alpine, Amador, Calaveras, El Dorado, Placer, Sacramento, Solano and Yolo Counties).~~

~~(5) Committee F (Los Angeles County).~~

~~(6) Committee G (Lake, Marin, Mendocino, Napa and Sonoma Counties).~~

~~(7) Committee H (Alameda, Contra Costa, San Francisco, San Mateo and Santa Clara Counties).~~

~~(8) Committee I (San Benito, Santa Cruz and Monterey Counties).~~

~~(9) Committee J (Mariposa, Merced, San Joaquin, Stanislaus and Tuolumne Counties).~~

~~(10) Committee K (Fresno, Kern, Kings, Madera and Tulare Counties).~~

~~(11) Committee L (San Luis Obispo and Santa Barbara Counties).~~

~~(12) Committee M (Ventura County).~~

~~(13) Committee N (San Diego County).~~

~~(14) Committee O (Imperial and Riverside Counties).~~

~~(15) Committee P (Orange County).~~

~~(16) Committee Q (Inyo, Mono and San Bernardino Counties).~~

~~(b) The qualifications of each regional accreditation committee member shall be reviewed by the California Agricultural Commissioners and Sealers Association and approved by the director. Each committee shall consist of at least four, but not more than six, members as follows:~~

~~(1) One member shall be licensed as an agricultural pest control adviser.~~

~~(2) One member shall be a county agricultural commissioner or professional employee of his office.~~

~~(3) One member shall be employed by the University of California, the California State University and Colleges or the California Community Colleges in a professional capacity.~~

~~(4) At least one, but not more than three, members shall be a qualified applicator licensee, qualified applicator certificate holder or pest control aircraft pilot.~~

~~(c) The term of office of the committee members is two years. Committee member vacancies may be filled for an unexpired term by the director.~~

NOTE

Authority cited: Sections 407 and 11502.5, Food and Agricultural Code. Reference: Sections 11502.5 and 12986, Food and Agricultural Code.

Repeal section 6532

~~6532. Expiration.~~

~~Section 6500 notwithstanding, all commercial applicator certificates issued by the director shall expire on May 23, 1985. Qualified applicator certificates will be issued to current commercial applicator certificate holders who apply. The expiration of the qualified applicator certificate is determined by the director as follows:~~

~~Each certificate with a name beginning with A through L shall expire December 31, 1986.~~

~~Each certificate with a name beginning with M through Z shall expire December 31, 1987.~~

~~Thereafter the expiration of qualified applicator certificates shall be determined in accordance with Section 6500.~~

NOTE

Authority cited: Sections 407, 11702, 12976 and 14005, Food and Agricultural Code. Reference: Sections 11501, 11702, and 14001,

Food and Agricultural Code.

Repeal section 6627.1

6627.1. Monthly Pesticide Use Report Form.

State of California
DEPARTMENT OF FOOD AND AGRICULTURE
INFORMATION SERVICES BRANCH

MONTHLY SUMMARY PESTICIDE USE REPORT

DATE SUBMITTED _____

DISTRIBUTION: ORIGINAL - COUNTY
1st COPY - APPLICATOR
2nd COPY - STATE

OPERATOR (if not owner) _____ COUNTY NO. _____ MONTH/10 OF USE _____ NAME OF PERSON RESPONSIBLE FOR REPORT _____

ADDRESS _____ CITY _____ ZIP CODE _____

Product Number _____ License Number _____ Restricted Use Label Permit No. _____ TOTAL NO. OF APPLICATIONS _____

USE DEFINITIONS

STRUCTURAL PEST CONTROL - any pest control work performed within or on buildings and other structures. This includes work done by a licensed structural pest control operator.

LANDSCAPE MAINTENANCE - any pest control work performed on landscape plantings around residences, or other buildings, golf courses, parks, school grounds, cemeteries, etc.

RIGHT-OF-WAY - any pest control work performed along or on roadsides, power lines, ditch banks and similar sites.

PUBLIC HEALTH PEST CONTROL - any pest control work performed by or under contract with State or local public health or vector control agencies.

REGULATORY PEST CONTROL - any pest control work performed by public employees or contractors in the control of regulated pests.

IF USE IS:

CODE IF USE IS:

- STRUCTURAL PEST CONTROL 1

- LANDSCAPE MAINTENANCE 2

- RIGHT-OF-WAY 3

- PUBLIC HEALTH PEST CONTROL 4

- VERTEBRATE PEST CONTROL 5

- REGULATORY PEST CONTROL 10

THEN:

• ENTER CODE IN COLUMN E

• LEAVE COLUMNS F & G BLANK

IF USE IS:

- COMMODITY FUMIGATION

- SPOT TREATMENT

- SEED TREATMENT

- OTHER (AS PERMITTED BY THE COUNTY AG. COMM.)

THEN:

• LEAVE COLUMN E BLANK

• FILL IN COLUMNS F & G

A	B	C	D	E	F	G
MANUFACTURER AND NAME OF PRODUCT APPLIED	REGISTRATION NUMBER FROM LABEL INCLUDE ALPHA CODE	TOTAL PRODUCT USED (Include One-Half of Residual Applications)	NUMBER OF APPLICATIONS	CODE	COMMUNITY OR SITE TREATED	ACRES/PTS TREATED
1	- - -	LB OZ PT QT GA				
2	- - -	LB OZ PT QT GA				
3	- - -	LB OZ PT QT GA				
4	- - -	LB OZ PT QT GA				
5	- - -	LB OZ PT QT GA				
6	- - -	LB OZ PT QT GA				
7	- - -	LB OZ PT QT GA				
8	- - -	LB OZ PT QT GA				
9	- - -	LB OZ PT QT GA				
10	- - -	LB OZ PT QT GA				

89-6000 (REV. 5/7/81)

Amend section 6670 to read:

6670. ~~Findings of the Director Container Control.~~

~~(a) The director finds that pesticides and used pesticide containers may cause injury to persons, animals, or the environment unless they are stored, transported, handled, or disposed of in a safe manner. These regulations shall be construed to provide positive controls over these chemicals and containers.~~

~~(b) Pesticides, emptied containers or parts thereof, or equipment that holds or has held a pesticide, shall not be stored, handled, emptied, disposed of, or left unattended in such a manner or at any place where they may present a hazard to persons, animals (including bees), food, feed, crops or property. The commissioner may take possession of such unattended pesticides or emptied containers to abate such hazard.~~

NOTE

Authority cited: Sections 407, 12976 and 12981, Food and Agricultural Code. Reference: Sections 11501, 12981 and 14102, Food and Agricultural Code.

Repeal section 6895

~~6895. Prohibition of Use of Weed Oils.~~

~~(a) No person shall use a weed oil in the counties of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano, and Sonoma, or parts thereof which fall within the Bay Area Air Quality Management District.~~

~~(b) No person shall knowingly sell a weed oil for use in the Bay Area Air Quality Management District.~~

NOTE

Authority cited: Sections 407, 12781 and 12981, Food and Agricultural Code. Reference: Sections 11501 and 12824, Food and Agricultural Code.

DEPARTMENT OF PESTICIDE REGULATION

CHANGES IN THE REGULATIONS
PERTAINING TO
RESTRICTED MATERIALS

Titles 3. and 26. California Code of Regulations
Division 6. Pesticides and Pest Control Operations

Amend section 6414(b) to read:

6414. Permit Exemptions.

(b) No permit shall be required for restricted materials included only in subsection ~~(b)~~ (a) of section 6400 (federally restricted use) when possessed or used by or under the supervision of a certified commercial applicator unless otherwise required by the commissioner pursuant to section 14006.5 of the Food and Agricultural Code.

Note: Authority cited: sections ~~407~~, 12976, 14005, and 14102, Food and Agricultural Code. Reference: sections 11501, 14006, and 14006.5, Food and Agricultural Code.

Amend section 6568(b) to read:

6568. Dealer Responsibilities.

(b) A restricted material specified in section 6400 ~~(b a)~~ (federally restricted use) or in section 6400 ~~(q d)~~ (potential to pollute ground water) that does not require a permit for possession or use shall be sold or delivered only to a certified applicator. The dealer shall, before sale or delivery, obtain from the purchaser a copy of his or her qualified applicator license or certificate or a signed statement in substantially the following form:

I am a certified applicator authorized by the scope of my
_____ license/certification No. _____
(license/certificate type)
to use the restricted material(s) I am purchasing. My
certificate/license is valid until _____.

(Certified Applicator) (Date)

Note: Authority cited: sections ~~407~~ and 14005, Food and Agricultural Code. Reference: sections 11501, 14006, 14010, and 14035, Food and Agricultural Code.

Amend section 6622(c)(2) to read:

6622. Operator Identification Numbers.

(2) Any pesticide listed in section 6400, ~~except those listed in subsection (r);~~

Note: Authority cited: sections ~~407~~, 12976, 13145, and 14005, Food and Agricultural Code. Reference: sections 11501, 12981, 14006, and 14011.5, Food and Agricultural Code.

Amend section 6624(a)(2) to read:

6624. Pesticide Use Reports.

(a)(2) Any person who uses a pesticide listed in section 6400, ~~except those listed in subsection (r);~~

Note: Authority cited: sections ~~407~~, 12976, 13145, and 14005, Food and Agricultural Code. Reference: sections 11501, 11708, 11733, 12981, 14006, and 14011.5, Food and Agricultural Code.